

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
COLUMBUS DIVISION

QUETIN MONDAY,
Individually and on behalf
of all others similarly situated,

Plaintiff,

V.

**WHITE HAWK RETAIL SERVICES LLC and
FALCON RETAIL SERVICES, LLC**

Defendants.

S S S S S S S S S S S S

Civil Action No. 2:22-CV-00041-MHW-EPD

**COLLECTIVE ACTION
PURSUANT TO 29 U.S.C. § 216(b)**

**PLAINTIFF'S AMENDED UNOPPOSED MOTION FOR APPROVAL
OF FLSA SETTLEMENT AND DISMISSAL WITH PREJUDICE**

Named Plaintiff, Quetin Monday, individually and on behalf of all current Opt-In Plaintiffs and Settlement Collective Members (collectively, “Plaintiffs”), and Defendants, White Hawk Retail Services, LLC (“White Hawk”) and Falcon Retail Services, LLC (“Falcon”) (collectively, “Defendants”) have settled their FLSA and state law claims per the accompanying Amended Settlement Agreement and Release (“Settlement”) attached as Exhibit 1. Although the Sixth Circuit has not specifically addressed the issue, most judges agree that FLSA settlements must be judicially reviewed for fairness. As discussed in the accompanying memorandum of law, judicial approval is warranted.

WHEREFORE, Plaintiffs respectfully ask the Court to grant this motion and approve the settlement as to Defendants. Full analysis is contained within the accompanying memorandum of law, and a proposed order is attached.

Dated: November 11, 2022

Respectfully Submitted,

ANDERSON ALEXANDER, PLLC

By: /s/ Clif Alexander
Clif Alexander (Admitted Pro Hac Vice)
Texas Bar No. 24064805
clif@a2xlaw.com
Austin W. Anderson (Admitted Pro Hac Vice)
Texas Bar No. 24045189
austin@a2xlaw.com
819 N. Upper Broadway
Corpus Christi, Texas 78401
Telephone: (361) 452-1279
Facsimile: (361) 452-1284

BARKAN MEIZLISH DEROSE COX, LLP

By: /s/ Robert E. DeRose
Robert E. DeRose (OH - 0055214)
bderose@barkanmeizlish.com
Brian R. Noethlich (OH - 0086933)
bnoethlich@barkanmeizlish.com
4200 Regent Street, Suite 210
Columbus, OH 43219
Telephone: (614) 221-4221
Fax: (614) 744-2300

***Counsel for Plaintiffs & Settlement Collective
Members***

CERTIFICATE OF SERVICE

I hereby certify that on November 11, 2022, I electronically filed the foregoing document with the clerk of the court for the U.S. District Court, Southern District of Ohio using the electronic case filing system of the court. The electronic case filing system sent a “Notice of Electronic Filing” to the attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means.

/s/ Clif Alexander
Clif Alexander